

# **EXHIBIT A**

**FILED UNDER SEAL**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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Kathy Drew-King, Regional Director of  
Region 29 of the National Labor Relations  
Board for and on behalf of the National  
Labor Relations Board,

Petitioner,

-against-

Case No.:  
1:22-CV-01479

Amazon.Com Services LLC,

Respondent.

-----x

VIDEOTAPED DEPOSITION of GERALD J.

BRYSON, taken by the Respondent, pursuant to  
Federal Rule of Civil Procedure 30, held at the  
offices of Morgan, Lewis & Bockius, LLP,  
101 Park Avenue, New York, New York 10178, on  
May 23rd, 2022, at 10:12 a.m., before Daniel A.  
Joseph, Shorthand Reporter and Notary Public in  
and for the State of New York.

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## APPEARANCES:

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MAKE THE ROAD NEW YORK

Attorneys for GERALD J. BRYSON,  
TRISTAN MARTINEZ, AND DERRICK PALMER  
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Brooklyn, New York 11237

BY: FRANK KEARL, ESQ.

## ALSO PRESENT:

Christopher J. Murphy, Esq., Morgan, Lewis &  
Bockius, LLP (Remote attendance)

Nancy K. Reibstein, Esq., National Labor  
Relations Board, Region 29 (Remote attendance)  
Eric Nolan; Magna Legal Services, Videographer

VIDEOGRAPHER: Good morning. We  
are now on the video record. This begins  
videotape of media unit number 1 of the  
deposition of Mr. Gerald J. Bryson, in the  
matter of National Labor Relations Board,  
Kathy Drew-King, et al. versus Amazon.com,  
filed in the United States District Court  
for the Eastern District of New York, with  
a case index file docket number of  
1:22-CV-01479.

Today is Monday, May 23rd, 2022.  
The time on the video monitor is now  
10:12 a.m. This deposition is being taken  
at the offices of Morgan, Lewis, 101 Park  
Avenue, New York, New York, and is being  
taken at the request of Morgan, Lewis.

I'm the videographer today, Eric  
Nolan, with Magna Legal Services, and  
today's court reporter is Daniel Joseph,  
also with Magna.

Will counsel and parties present  
and anyone attending remotely via the  
teleconference, please enter their  
appearance at this time for the parties

## STIPULATIONS

IT IS HEREBY STIPULATED AND AGREED by  
and between the attorneys for the respective  
parties herein, that filing, sealing, and  
certification be and the same are hereby  
waived.

IT IS FURTHER STIPULATED AND AGREED  
that all objections, except as to the form of  
the question shall be reserved to the time of  
the trial.

IT IS FURTHER STIPULATED AND AGREED  
that the within deposition may be signed and  
sworn to before any officer authorized to  
administer an oath, with the same force and  
effect as if signed and sworn to before The  
Court.

you represent for the video record.

MR. ROSENBLATT: Richard G.  
Rosenblatt of Morgan, Lewis & Bockius, on  
behalf of Defendant Amazon. On the phone  
is Christopher J. Murphy, also of Morgan,  
Lewis on behalf of Amazon.

MR. KEARL: Frank Kearl, Make the  
Road New York, representing the witness,  
Gerald Bryson.

MS. COX: Evamaria Cox of the  
National Labor Relations Board, on behalf  
of Kathy Drew-King. And participating by  
phone is Nancy Reibstein and Matthew  
Jackson.

VIDEOGRAPHER: Thank you. Court  
Reporter, Daniel Joseph, would you please  
swear in the witness at this time, after  
which we may proceed? Time on the video  
monitor: 10:13 a.m.

GERALD J. BRYSON, the witness  
herein, having been first duly sworn by a  
Notary Public of the State of New York, was  
examined and testified as follows:

Q. State your name for the record, please.

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A. I'm a sergeant-at-arms.

Q. Okay. So you're not -- you don't have a --

A. I'm an organizer, but -- we are all organizers.

Q. Okay.

A. But what do you mean? I'm not sure what you're asking me, sir.

Q. I just wanted to know if you had a title related to the organization --

A. I'm sergeant-at-arms of the ALU.

Q. Okay. There are other people who were designated as "lead organizers," correct?

A. Organizers. It wasn't a "lead." I don't know what you're saying. I don't know what you're referring to.

Q. Okay. So if one of the other witnesses said there were people who were designated as "lead organizers," you don't know that to be true, correct, one way or the other?

A. One way or the other.

Q. Okay. Now, am I correct that -- well, strike that.

When did you start engaging in organizing

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by "organizing activity"?

A. Yeah. Day 1.

Q. Okay. And "Day 1" is what day?

A. Back in May, when we came out there and started getting signatures and organizing.

Q. So, May of 2021, correct?

A. 2021, yeah.

Q. Okay.

A. Yes, sir.

Q. And that was about a little over a year following the termination of your employment, correct?

A. It's been a little over a year from what?

Q. From the termination of your employment in April of 2020, correct?

A. April of 2020 was what? Say it -- excuse me. Repeat the question for me, please.

Q. Absolutely.

A. I'm -- I'm not hearing you right.

Q. That's fine.

You started organizing on behalf of ALU at JFK8 a little more than a year after your termination from employment, correct?

A. More -- more or less.

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activity on behalf of the ALU?

A. I'm one of the founders of the ALU.

Q. Okay.

A. Me, Christian Smalls, Derrick Palmer, Jordan Flowers, we founded the ALU.

Q. Right. Is there a document that says you are a founder?

A. It doesn't have to be.

Q. Okay. I didn't mean --

A. I was -- it doesn't have to be a document. I founded -- I'm one of the founders of -- you're talking to one of the founders of the ALU, seriously.

Q. Okay. Sir, I understand that there may not be a requirement to have it in writing. That wasn't my question.

My question was: Is there a document that identifies the founders?

A. I'm not sure. Maybe there is; maybe there isn't.

Q. Okay. Though -- although my original question was: When did the -- when did you start engaging in organizing activity?

And maybe -- do you understand what I mean

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Q. Okay. When you say on Day 1 you started organizing, could you describe for me what your activities were on that Day 1 -- your organizing activities?

A. Basically, from ALU's standpoint, you're talking? I'm not sure what you're talking. You do realize that we have two organizations.

Q. I do. I'm talking right now about the ALU.

A. Okay.

Q. Okay. And I'm not talking about the TCOEW.

A. Well, I'm a founder of both.

Q. Okay. Let's focus, for the moment, on the ALU --

A. Okay.

Q. -- and your organizing activities with respect to that.

A. Yes.

Q. Just so to avoid any confusion, when we were talking before about the Day 1 of organizing activities --

A. Yeah.

Q. -- and you said "May of 2021," are you

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knowledge.

Q. Did -- did you have any conversations with anybody about what might be effective means to organize workers?

A. I'm sure I have, but I can't recall one single person that I can focus on. And -- I mean, I'm just being honest.

Q. Yeah, I appreciate your honesty. So did you meet with any --

How about Seth Goldstein? Do you know him?

A. Of course.

Q. Did he give any guidance, instructions, training, whatever term you want to use, with regard to --

A. No, he didn't give us any --

MR. KEARL: Objection: Privileged.

And insofar as Mr. Goldstein might have been representing Mr. Bryson, I don't want him to answer questions that would infringe on his attorney-client privilege.

MR. ROSENBLATT: Yeah, of course.

BY MR. ROSENBLATT:

Q. Again, I'm just going to remind you

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MR. KEARL: Objection: Form.

Q. Your rights during the organizing campaign.

A. So my rights. So --

Q. What you --

A. Begging your pardon. Could you be a little more specific on what you're talking about -- the rights?

Q. Sure. Were you aware of what, if any, legal rights you had as an organizer?

A. Yeah, pretty much. I mean, you know, we know what we could do and what we couldn't do.

Q. And how did you learn about that?

A. I don't know. I'm not sure. It's not a -- I could say this to answer that question, sir. I'm being honest. It's not as hard as you think, or you're making it sound.

Q. Okay. And again, I appreciate your honesty --

MR. KEARL: I'm sorry. Is there any way we can -- this thing keeps

flashing. Is there any way we can turn it off or make it stop -- it's just --

MR. ROSENBLATT: As long

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to -- and I know there's going to be times where you're just going to -- you're going to be eager to answer something or say something. Just make it easier on the court reporter. Just wait for a moment until I'm done. Okay?

So, Mr. Goldstein. Did you ever sign a letter of representation where he was representing you as your lawyer?

A. Not that I -- I don't recall that.

Q. Okay. And he doesn't work for Make the Road New York, right?

A. No.

Q. All right. So did Mr. Goldstein provide you with any guidance, instructions, training --

A. No.

Q. -- sorry, on how to go about organizing?

A. No.

Q. Okay. Did anybody from the National Labor Relations Board discuss with you how to go about organizing?

A. Definitely not.

Q. Okay. Do you have an understanding as to what your rights were?

A. According to --

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as the -- I don't think the witness is seeing it.

MR. KEARL: Okay.

MR. ROSENBLATT: And the answer is, I don't know, so.

BY MR. ROSENBLATT:

Q. By the way, you said you had handed out hundreds of t-shirts.

A. Yes, sir.

Q. And you ended up having to get a resupply of them?

A. Oh, we just resupply them anyway.

Q. Okay. Okay. And how about lanyards? Hundreds of lanyards?

A. Yes.

Q. And did you have to get a new supply of lanyards because you ran out of them?

A. I don't recall that.

Q. All right. And did you see people around the facility other than organizers wearing ALU t-shirts?

A. Yes.

Q. How about ALU lanyards?

A. Yes.

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Q. And when did you start seeing that?

A. As soon as we gave them out.

Q. All right. Did you see people put on the t-shirts when you handed them to them?

A. Yes.

Q. Did you see the people put on the lanyards when you handed them to them?

A. Yes.

Q. Did you see them wearing them into the facility?

A. Yes.

Q. Both the t-shirts and the lanyards?

A. Yes.

Q. Did anybody tell you that they were afraid to take a t-shirt?

A. Not that I know of.

Q. Did anybody tell you that they were afraid to take a lanyard?

A. Not that I know of.

Q. Did anybody tell you that they were afraid to put on a t-shirt?

A. I've heard. It didn't happen to me, so much personally, with a t-shirt. It happened other ways, but I've heard of people that were a

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little scared. There were people that were scared -- scared of Amazon, scared of being terminated. Let's get that straight.

Q. Okay. My question to you, though, is: Did anybody tell you that they were afraid to wear the t-shirt, or are you saying you just heard from others that people were afraid of Amazon?

A. Nobody told me specifically about a t-shirt. They've told me other things.

Q. What are -- let's focus on that, then.

When you say other people have told you about other things, who were the people who told you about other things?

A. Numerous.

Q. Okay. But who? Can you identify people?

A. Oh, I can't identify anybody right now.

Q. Are you telling me that you can't identify them because you cannot remember or because you won't identify them?

A. A little of both.

Q. Okay. So how many people told you things that led you to conclude that they were afraid of Amazon?

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A. Quite a few.

Q. Okay. Can you give any -- can you give me a number?

A. I can't give you an exact number, but it was a few people.

Q. And you define "few" as two or three?

A. No, definitely not.

Q. Three or four?

A. You want to try, like, 50-100.

Q. Okay.

A. I mean, you know, there's a little patch of people that were very scared of Amazon.

Q. Are you telling me that each of those persons spoke to you, or that -- are those people that you have heard from others may have been fearful of Amazon?

A. Oh, a lot of people spoke to me.

Q. Okay. But are you saying -- what I'm trying to drill down on right now, Mr. Bryson, is how many people with whom you spoke, not about whom you are aware. Okay? So let's focus on with whom you spoke.

A. Okay.

Q. Okay. How many people, give or take, did

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you speak with who expressed to you that they were fearful of Amazon?

A. Quite a few.

Q. Okay. And how do you define "quite a few"?

A. I can't give you a number, sir. It's been quite a few, seriously. I don't want to tell you 50, 100. I don't know. But when you have groups of people that feel like that, you tend not to count. You tend to try to help them.

Q. All right. Were these people that you spoke with in a group or individual conversations?

A. Sometimes groups, sometimes individuals.

Q. Okay. Can you identify one person?

A. I'm not going to identify one person. I can identify what -- everybody knows me there. Okay? I'm from Staten Island, born, bred, raised.

Q. Okay. But not everybody who works there is from Staten Island, right?

A. No, but majority of people -- you've got to understand, when you're a character like I am, you're pretty much noticed.

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Q. You can go ahead and answer.

A. He went before.

Q. Okay. So aside from Mr. Flowers, Mr. Palmer, Mr. Spence, and Mr. Daniels were actively employed at JFK8, correct?

A. I'm not sure about that. I'm not really sure about that.

Q. Well, at some -- okay. Mr. Daniels, at some point -- let's exclude him for a second.

A. Okay.

Q. Mr. Palmer and Mr. Spence were actively employed as of Day 1, correct?

A. That -- I'm not sure about that.

Q. What aren't you sure about?

A. I'm not sure about Mr. Spence, if -- when his employment actually started.

Q. Okay. Fair enough.

A. That's -- that's -- that's why.

Q. Okay.

A. It wasn't -- it wasn't Mr. Daniels. It was Mr. Spence.

Q. Okay. Got me.

So, was Mr. Spence involved in organizing activities prior to his employment with Amazon?

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A. Yeah.

Q. Okay. So he was outside at the tent before he became an Amazon employee, is what you're saying?

A. I'm not sure exactly when. I don't want to state on that. But, you know --

Q. Okay.

A. It's roughly around the same time, so I don't want to tell you yes and no when -- I'd rather not answer that.

Q. Okay. Did the number of organizers who were talking to workers and trying to get them to sign cards increase over time?

A. Yes.

Q. And who else began organizing at the bus stop or --

A. Every -- every Amazon member. I mean, out of our members, you know, like us, we all -- we all organized. It's not one that's just set -- it doesn't matter what your title is.

When we all go out there, a la our president, Christian Smalls, rain, snow, sleet, earthquakes, that's what we did.

Q. Okay.

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A. We organized.

Q. So as -- as you got people more engaged, they became organizers as well, right?

A. Yes.

Q. And so, was there an expectation that when they were in the facility and on breaks, they would talk to people about joining the union?

A. (No response given.)

MR. KEARL: Objection: Form.

Q. Correct?

A. Will you repeat that, please?

Q. Sure. I'll -- I'll even try to rephrase it, make it a little bit more eloquent.

Was the expectation as you signed up active workers in the ALU's cause that they -- when they were in the building, that they would be talking to other workers to get them to sign cards?

A. Yes, yes.

Q. Okay. You -- at some point, you basically had an army of organizers, right?

A. Yes.

MR. KEARL: Objection: Form.

Q. Inside and outside the facility, right?

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A. Yes.

Q. And did the -- as folks signed up, would any of them receive any guidance or training or instructions on how to organize?

A. No.

Q. Did Mr. Flowers continue to organize?

A. Yes.

Q. Would he be at the tent organizing?

A. Yes.

Q. All right. Did your responsibilities as an organizer change in any way over the course of the campaign?

A. I'm not sure what you mean.

Q. Well, did you have -- as of Day 1, did you have -- did you have a certain set of responsibilities, and then as of, say, day 50, you were doing something different on a daily basis?

A. No.

Q. You mentioned that there were some organizers who might have even gotten more cards signed than did you. Who -- who were they?

MR. KEARL: Objection: Relevance.

MR. ROSENBLATT: You can object to



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1 G. BRYSON  
 2 A. I don't recall on that.  
 3 Q. Did you recall how many that the ALU  
 4 thought were needed to get an election?  
 5 MR. KEARL: Objection: Form.  
 6 A. I don't recall.  
 7 Q. But there was discussion about it; you  
 8 just don't recall the number, right?  
 9 MR. KEARL: Objection: Form.  
 10 A. Yes.  
 11 Q. So, at some point in time, you knew there  
 12 was a number?  
 13 A. Yes.  
 14 Q. And was that number shared with you by  
 15 Mr. Smalls, as the leader of the organization?  
 16 A. (No response given.)  
 17 MR. KEARL: Objection: Form.  
 18 Q. Yes?  
 19 A. Yes.  
 20 Q. And was that shared during a Zoom call, in  
 21 person? Do you recall?  
 22 MR. KEARL: Objection: Form.  
 23 A. It was shared before Zoom calls. We knew  
 24 what we were -- what we were -- you know, we  
 25 pretty much talked, but I just don't recall the

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1 G. BRYSON  
 2 A. (Non-verbal response.)  
 3 Q. Correct? You just have to answer.  
 4 A. Yes.  
 5 Q. And at that point, the ALU decided it was  
 6 going to file a second petition as soon as it  
 7 could, right?  
 8 MR. KEARL: Objection: Form.  
 9 A. Yes.  
 10 Q. And it knew that it needed a certain  
 11 number of cards in order to get that second  
 12 petition granted, right? That you could have an  
 13 election?  
 14 A. (Non-verbal response.)  
 15 MR. KEARL: Objection.  
 16 Q. Yes?  
 17 A. Yes.  
 18 Q. And whether you recall it at this moment  
 19 or not, did you know at the time how many cards  
 20 would be needed?  
 21 A. No.  
 22 Q. Okay. How -- do you know how it was  
 23 determined when to file the second petition for  
 24 election?  
 25 A. I don't recall the exact date, no.

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1 G. BRYSON  
 2 numbers or anything that you were saying.  
 3 Q. Okay. That's fair. And you became aware  
 4 at some point, did you not, that the number of  
 5 cards that were provided to the NLRB proved  
 6 insufficient to have an election the first time,  
 7 right?  
 8 A. (No response given.)  
 9 MS. COX: Objection to form.  
 10 Q. You can go ahead and answer.  
 11 A. Yeah.  
 12 Q. And at that point in time, when you  
 13 realized that you needed more cards, did you  
 14 understand how many more cards were needed to get  
 15 an election?  
 16 MR. KEARL: Objection: Form.  
 17 A. Did I understand how many -- that's not  
 18 how we did it.  
 19 Q. Okay. My question, sir, is -- I'm not  
 20 asking you what you did.  
 21 A. Yeah.  
 22 Q. Okay. Just let me finish.  
 23 A. I understand.  
 24 Q. The first petition for election was  
 25 withdrawn, right?

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1 G. BRYSON  
 2 Q. I said -- I didn't ask you the date. I  
 3 asked you, do you know how it was determined when  
 4 you could file it?  
 5 MR. KEARL: Objection: Form.  
 6 A. I don't understand that questioning, that  
 7 line.  
 8 Q. At a certain point, you all filed a second  
 9 petition, right?  
 10 A. Yes.  
 11 Q. Right. And when you filed that second  
 12 petition, you thought you had enough cards,  
 13 right?  
 14 A. We knew we had enough cards.  
 15 Q. How did you know?  
 16 A. (Non-verbal response.)  
 17 MR. KEARL: Objection to form.  
 18 Q. How did you know?  
 19 A. I was waiting for you to ask that.  
 20 Q. Okay.  
 21 A. We never stopped getting cards when we  
 22 took the first one. We was still collecting.  
 23 Q. Okay. But you just said --  
 24 MR. ROSENBLATT: Actually, can --  
 25 A. We was still collecting cards while we



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were there at the National Labor Board with the first time. We never stopped having our organizers stop collecting cards. They were still getting -- we was still getting signatures while we were out there.

Q. Okay. So how did you know that you had enough cards to file the second petition?

MR. KEARL: Objection: Form.

A. I guess we -- how did I know? How did we know, or how did I know?

Q. Well, let's start with how you knew.

A. Because we never started collecting cards. Again, while we were filing -- regardless of whether we filed or not, I just want you to understand, organizers were still collecting cards.

Q. Understood. First petition gets withdrawn.

A. Still collecting cards.

Q. Still collecting cards.

When -- strike that.

You filed the second petition, but how did you know that you had enough cards at that moment to meet the threshold that the National Labor

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Relations Board has to allow that election to proceed?

MR. KEARL: Objection: Form.

A. I think you're going to have to ask Mr. Smalls that question.

Q. Okay. Did Mr. Smalls tell you how many you needed?

A. He knew how many we needed.

Q. Did he tell you?

A. He told me, but I don't recollect the amounts.

Q. I'm not asking you the number. But he did tell you that he knew the number that was needed, right?

A. He didn't tell me he knew the number that was needed. All I remember is we were still collecting cards, and we had more than enough.

Q. Okay. And prior to the filing of the second petition in December, were there discussions about whether or not the ALU had successfully collected enough cards to get the election?

MR. KEARL: Objection: Form.

A. Prior to the filing of the second --

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Q. Right.

A. Yeah, we knew we had enough the second time, if that's what you're asking. We never stopped collecting.

Q. That's exactly what I'm asking. And how did you know that that time, you had enough?

A. We have a leader. You're going to have to question him.

Q. Okay. But I want to know how you -- what you understood.

A. My leader said we had enough. I did not question him.

Q. All right. And whether you questioned him or not, I'm not interested right now in what you questioned him; I'm asking what he said.

A. I don't recall. We don't operate like that. We just knew we had enough.

Q. So, you're saying it was Mr. Smalls who told you that "we have enough, and we're going to file the second petition," right?

MR. KEARL: Objection to form.

A. Again, nobody has told me. We just knew. I don't recollect all the time how I actually know these things. We -- there's a bunch of us,

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G. BRYSON

okay? I'm not going to put that only on the 'prez,' all right? But we knew. As a whole, we knew.

Q. Did you -- did you meet anybody from the National Labor Relations Board -- well, strike that.

Prior to filing of the second petition in December, had you had discussions with anybody from the National Labor Relations Board about seeking a 10(j) injunction in federal court?

A. I spoke with my lawyer.

Q. Okay. Prior to the second petition being filed, correct?

A. Prior -- I'm not sure. It's all around the same time. I'm not sure about that stuff.

Q. All right. Were you aware that the National Labor Relations Board representatives had obtained affidavits from other Amazon workers to support a 10(j) injunction back in November?

MS. COX: Objection to form.

A. I'm not clear on that, sir.

Q. Okay. Are you aware that Mr. Palmer signed an affidavit in support of a 10(j) injunction in November?

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G. BRYSON

A. I can't recall. I don't know.

Q. All right. Was it -- were you aware prior to the NLRB filing its 10(j) action that Mr. Palmer had signed an affidavit for you?

MR. KEARL: Objection to form.

MS. COX: Objection to form.

A. I don't know anything about Mr. Palmer signing anything. I don't know. We don't talk about stuff like that. Okay?

Q. So there's been no discussion between you and Mr. Palmer --

A. No.

Q. -- about the NLRB trying to get you reinstated by way of a 10(j) injunction?

MR. KEARL: Objection: Form.

A. There's been no talk. As of right now, the 10(j) and all that stuff made my whole case public knowledge. Now, do I talk to him now? No. I haven't talked to him about this. Okay?

Q. When you say "this," what are you referring to?

A. This. This whole thing, we haven't talked. Okay?

Q. You said that when the NLRB filed its

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10(j) injunction, your whole case became public knowledge. What do you mean by that?

A. I mean, from the other case, it became public knowledge. That means anybody can open up my records, which reporters and everybody else have.

Q. Did you -- were you aware that the ALU had posted a tweet saying that you had gotten your job back?

MR. KEARL: Objection: Form.

A. I wasn't aware.

Q. No? Were you aware that Mr. Smalls tweeted that you had gotten your job -- you had been reinstated?

A. I wasn't aware of that. When it --

Q. I'm sorry. Go ahead.

A. I'm just going to say I wasn't aware of that, but it's all public knowledge once I was reinstated or once it was a determination.

Everybody knows about it. So yeah, I mean, as far as this goes, nobody knows. You know what I'm saying? I haven't talked to anybody.

It's -- it's -- you know, like, you keep on asking me about Mr. Palmer; I understand that,

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but I haven't talked to him about this.

Q. Now, but what you said was when the NLRB filed for the 10(j) injunction, everybody knew about it at that time, right?

A. Once it was public knowledge, yes.

Q. Okay. And that included, to your knowledge, workers at the Amazon facility, JFK8?

A. Public knowledge.

Q. Right. And are you aware that workers at JFK8 had become aware that the NLRB had filed an injunction -- for an injunction seeking your reinstatement for employment prior to the union election taking place?

A. No. I don't know nothing about that.

Q. Okay. Did anybody -- were you out --

Were you at the site prior to, say, the week prior to the union election, continuing the organizing activities?

MR. KEARL: Objection: Form.

A. Was I at the site continuing -- yeah, I was -- I was -- I was still organizing, if that's what you mean. Yeah.

Q. That's exactly what I mean. And so you continued during the week leading up to the union

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election to meet with workers to persuade them to vote for the union?

MR. KEARL: Objection: Form.

A. Yeah.

Q. And did you have any discussions with any of those workers about the NLRB's efforts to reinstate you to work?

A. All the way up to the election date?

Q. After -- from the time that the NLRB --

A. Same question, just twisted around. Okay.

Q. Okay. Let me finish because you -- apparently, you don't understand my question.

A. No, because you're saying the same thing over, sir. I mean, like, come on.

Q. Okay. Okay. But it's a different question, sir.

So, from the time that the NLRB filed its petition for a Section 10(j) injunction to the time of the election, did you meet with any workers who discussed with you the NLRB's efforts to get your job back?

A. NLRB did not -- you just phrased the same shit that we was saying for the last ten minutes.

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1 G. BRYSON  
 2 A. Yes, sir.  
 3 Q. Okay. You remember you're under oath?  
 4 A. Yes, sir.  
 5 Q. Okay. And you understand it's -- it  
 6 requires you to testify truthfully, correct?  
 7 A. Yes, sir.  
 8 Q. Okay. You mentioned that the ALU  
 9 continued to collect authorization cards after  
 10 filing its first petition in October of 2021. Do  
 11 you recall that testimony?  
 12 A. Yes.  
 13 Q. Why did the ALU continue to collect cards  
 14 even though it had filed the first petition?  
 15 A. For just what happened: Not being -- not  
 16 having enough the first time. Just to make sure,  
 17 I mean, our leader, Christian, decided that we  
 18 would stop just in case of any problems.  
 19 Q. Were you aware of concerns that there  
 20 might be problems with the first filing?  
 21 A. It wasn't -- it wasn't so much of being  
 22 aware of concerns. It was being -- it was being  
 23 ready for anything.  
 24 Q. Okay. You also mentioned that there were,  
 25 like, 8,000 employees at the facility, right?

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1 G. BRYSON  
 2 employees?  
 3 MR. KEARL: Objection: Form.  
 4 A. Yeah.  
 5 Q. So, your understanding was that the ALU  
 6 believed it had 30 percent of 8,000 employees  
 7 before filing its first petition, correct?  
 8 MR. KEARL: Objection: Form.  
 9 A. More or less.  
 10 Q. Okay. Now, between the filing of the  
 11 first petition and the filing of the second  
 12 petition in December of 2021, did the pace of  
 13 collection of authorization cards stay relatively  
 14 the same as it had prior to the filing of the  
 15 first petition?  
 16 A. More or less.  
 17 Q. Okay. There was no drastic upswing or  
 18 downswing between the October filing and the  
 19 December filing?  
 20 A. It wasn't nothing drastic.  
 21 Q. Okay. So the circumstances really hadn't  
 22 changed, right?  
 23 MR. KEARL: Objection: Form.  
 24 Calls for a legal conclusion.  
 25 A. I wouldn't say they -- the

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1 G. BRYSON  
 2 A. (No response given.)  
 3 MR. KEARL: Objection: Form.  
 4 Q. You remember that testimony, right?  
 5 A. Yes.  
 6 Q. And you understood that there was around  
 7 8,000 employees at the time of the filing of the  
 8 first petition?  
 9 A. Yes.  
 10 Q. As of the time of the filing of the first  
 11 petition, did you understand that the ALU needed  
 12 30 percent of that 8,000 employees roughly?  
 13 A. Yes.  
 14 Q. And when you filed that petition, did the  
 15 ALU think that it had 30 percent of 8,000 of the  
 16 employees?  
 17 MR. KEARL: Objection: Form.  
 18 A. Yeah. I think we were under the  
 19 impression that we had enough.  
 20 Q. Okay. My question was: Did you think  
 21 that you had 30 percent of approximately 8,000  
 22 employees?  
 23 A. Do I think -- did I?  
 24 Q. Were you aware at the time that the ALU  
 25 believed that it had 30 percent of 8,000

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1 G. BRYSON  
 2 circumstances -- the circumstances were pretty  
 3 much the same except for the few that I mentioned  
 4 to you earlier in testimony about the few people  
 5 that were scared of Amazon.  
 6 Q. Oh, okay.  
 7 A. Yeah, but mostly, yeah. More or less, we  
 8 collected cards like we usually do.  
 9 Q. Okay. And when did the ALU stop  
 10 collecting cards?  
 11 A. After the second -- after the second time  
 12 that we went to the National Labor Board.  
 13 Q. Was it after you went to the Board or  
 14 after the parties stipulated to an election if  
 15 you know what that means?  
 16 A. Yeah, when they stipulated to an election,  
 17 we stopped collecting signatures.  
 18 Q. Okay. So you continued to collect after  
 19 filing the second petition until the union  
 20 election was scheduled?  
 21 MR. KEARL: Objection: Form.  
 22 A. We continued to collect -- yeah, we  
 23 collected -- we collected cards up until the  
 24 time, some of us.  
 25 Q. Up until what time?

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Q. Was it common knowledge that it had been filed or that it was going to be filed?

MR. KEARL: Objection: Form.

A. I don't remember. It had been filed when I was asked. I didn't talk about my case before it was public knowledge.

Q. Do you have any recollection of reviewing any documents to help refresh your recollection as you prepared or reviewed this affidavit?

MR. KEARL: Objection: Privileged.

I'm going to instruct my client not to answer insofar as there were documents or conversations that he had with his court attorney.

A. Not answering.

Q. Mr. Bryson, did you review any documents that refreshed your recollection that helped you prepare this affidavit?

MR. KEARL: Objection: Privileged.

I'm going to instruct my client to answer "yes" or "no."

A. Speak again.

Q. Sure. Did you review any documents that refreshed your recollection and furthered your

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ability to provide this affidavit?

A. No.

Q. Like, today, there's a lot of things you didn't remember. And I assume it's because you've been having a very busy two years, right?

A. (Non-verbal response.)

Q. So, in February of 2022, you might've needed to have your recollection refreshed about certain facts, right?

A. (No response given.)

MR. KEARL: Objection: Form.

Q. Or are you saying that in February 2022, you had, you know, perfect recollection of all of the facts that were put into this affidavit?

MR. KEARL: Objection: Form.

MS. COX: Objection as to form.

MR. KEARL: Compound.

A. Yeah, that's a -- you're going to have to divide those up.

Q. I think --

A. You kind of twisted that up for me.

Q. All right.

A. And I'm not going to answer it if you're going to leave it like that.

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MR. ROSENBLATT: Okay. As I said, no speaking objections.

Q. So, today you've told me that -- that the last two years have been tough and a long two years, and so, you don't remember everything, right?

A. Correct.

Q. Okay. Well, just a few months ago was when you signed this affidavit, right?

A. Correct.

Q. And my question, sir, is you put five pages worth of facts in here.

A. (Non-verbal response.)

MR. KEARL: Objection: Form.

Q. And my question to you is: Did you look at any documents to help refresh your recollection as to any of the facts that were put into this affidavit?

A. Oh, not that I recall of. I -- I pretty much remember what happened. I -- only thing I've looked at in the -- is the affidavit.

Q. Got you. So your recollection, in February '22 of all the facts that are in here, was crystal-clear, and you didn't need to refresh

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your recollection?

A. No, I'm pretty sure I refreshed my memory several times. And not -- like I said, it's been two years. There's no way I remember everything spot on. I got a lot on my plate right now.

Q. Right. So is there anything you did to refresh your recollection that helped you prepare this affidavit that's been marked as Bryson Exhibit 1?

MR. KEARL: Objection: Privileged.

I'm going to instruct my client to answer "yes" or "no."

A. Yeah.

Q. What did you look at?

A. Yeah, a look, and I talked with my lawyer.

Q. Okay.

A. And we go over things.

Q. And your conversations with your lawyer refreshed your recollection?

MR. KEARL: Objection: Privileged.

I'm going to instruct my client to answer "yes" or "no."

A. Say that question again.

Q. Sure. Did your conversations with your

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A. Oh, I've had plenty of conversations.

Q. How many?

A. I don't have a name. I don't count. Did you count how many cars were in front of you when you came to work this morning?

Q. How many conversations? I didn't file a federal court affidavit.

A. It doesn't matter. I don't know how many. I don't know. I don't know. It's been quite a few. I am -- people knew I got fired.

Q. Yeah.

A. Like I said, whether you want to believe it or not, I am pretty popular. But, you know, I think you could tell by the way we were talking earlier; I just am a character. And I know a lot of people, and a lot of people know me. And they were -- they were there when I got fired for nothing, all right, for protesting.

And they -- yes, people have asked. Will I give you names? No, I'm not going to give you names. That's -- it's about Gerald Bryson here, not about Tim, John, John, and Joe over there. No.

MR. KEARL: Can we take a break for

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MR. ROSENBLATT: For having listened to him?

MR. KEARL: Yes.

WITNESS: They do.

MR. ROSENBLATT: For not saying a single word?

MR. KEARL: Yeah.

MR. ROSENBLATT: I'm not asking what they said. I don't want to know what they said.

MR. KEARL: Amazon fires pregnant women for using the bathroom. He is worried about --

A. I'm not going to give you a name. The people you're working for are terrible. I'm just going -- we could take a break if you want.

Q. I'm not ready to take a break.

A. Oh, okay. Well --

Q. Unless -- unless you feel like you need a break, then we'll go forward.

A. With all due respect, I don't want to give any names. You can ask me anything you want, but I'm not going to give you any names.

Q. Of even people you spoke to?

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a couple of minutes?

A. I'm not giving up any names.

MR. ROSENBLATT: If you're going to instruct him to answer the question, then we can take a break. I'm not sure what otherwise the purpose of the break would be.

MR. KEARL: I'm going to talk to him about what potential protections there are available that we're going to try to seek so that Amazon doesn't continue to fire the organizers.

MR. ROSENBLATT: What does that have to do --

MR. KEARL: Mr. Bryson --

MR. ROSENBLATT: What does that have to do with the question?

MR. KEARL: Because you're asking him to name names of people he had organizing conversations with about his own termination, and he's afraid to give you those names because he's afraid that Amazon is just going to turn around and fire them.

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A. It doesn't matter. I'm not giving you any names; I'm sorry, but I'm not. That's how ruthless they are.

Q. Is that why you didn't give Mandy Velasco's name to Tyler Grabowski when he interviewed you?

A. Exactly.

Q. Okay. So you knew Mandy Velasco's name when he asked you who was filling it, right?

A. (No response given.)

MR. KEARL: Objection: Form.

Objection: Relevance.

Q. Right? Am I correct?

A. I'm not going there. We're going to go back to Mandy Velasco? Yes, I know Mandy Velasco.

Q. And -- and you knew her when you were meeting with Tyler Grabowski, right?

A. Yes.

MR. KEARL: Objection: Form.

MR. ROSENBLATT: You got that?

COURT REPORTER: Yes (sotto voce).

A. Did I know her? She was part of the protest. And if -- you know, being that you got



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know their full names because we don't have the badges that say your full name. So if you ask me "Jim," I don't know Jim's last name. If you ask me Steve, I don't know Steve's last name.

Q. But you said you're very popular in --

A. Yeah.

Q. -- Staten Island.

A. Yeah.

Q. Do you know the names of any person, whether from Staten Island or outside of Staten Island, with whom you had a conversation about your termination?

A. Yeah, but I can't recall the names right now seriously.

Q. Can you give me one name?

A. I can't recall their full name right now. That's --

Q. Can you remember a partial name?

A. Okay. Let's think. Maybe I should look on my Instagram; it'll probably tell me the full names you want to know. Yeah, I've had full -- I've had conversations with different people, but I don't remember any particular person's name right now at this time and date, and that is the

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had a conversation about your termination as referred to in Paragraph 5 of your affidavit?

MR. KEARL: Objection: Form.

A. Yeah, by face.

Q. Okay. But you can't remember names, right?

A. I can't remember their full names because they don't give us full names on badges. And, yes, I am known. A lot of people know me before I know them.

Q. Okay. So continuing on Paragraph 5. If you look, the fourth line down, where it starts with, "However, I do recall that from the start of the ALU campaign, many workers asked me about when I was coming to work."

Do you see that?

A. "Coming back." Yes.

Q. I'm sorry, "coming back to work."

Can you identify a single person who asked you that question?

A. I'm not -- I -- I -- I can't identify a single person when there's multiple people asking me that. Like, my own -- my own team has asked me that. Okay? I mean, a lot of people have

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truth.

Like, you want me to go zooming through a memory, like, where a lot of people have asked me this question. Like, you want me to specify just one person.

Q. No, I'm just seeing if you can remember even one is what I'm asking you.

A. I can remember faces. I don't remember -- there's -- you know, it's kind of -- I'm sure you've been in a crowd before and you don't remember everybody's name or -- at the time or whatever. I mean, it's not like -- it's not so.

Q. So the answer to my question is you cannot, at this time, remember even a single person with whom you had a conversation --

A. I can --

COURT REPORTER: Let me have the question again. I didn't hear the question.

Q. So my question is --

A. I can --

Q. Please let me please finish.

Can you remember, at this time, the identity of even a single person with whom you

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asked me that.

Q. Well, the people on your team are people that presumably you know without looking at their badge, right?

A. (No response given.)

MR. KEARL: Objection.

Q. You know their first and last name, right?

So who on your team asked you that question?

A. I had a lot of people ask me that question from Connor to Brett to a lot of them, "Are you coming back? When you coming back?"

Q. Were Connor and Brett on your team?

A. What do you mean?

MR. KEARL: Objection: Form.

A. Yeah, they're ALU, my team.

Q. Okay. When you refer to your team --

A. I'm talking about the union.

Q. Okay. You're not talking about the -- your team that worked on the Pick, Count floor?

A. The Pick, Count floor?

Q. Yeah.

A. Oh, yeah. There's plenty. I just don't really want to give out names. There's



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old-timers that's in there right now that are ambassadors that have been waiting for me to come back for an answer. I just don't like to do that, especially with some people that are getting ready to just call it a wrap at Amazon and retire. I don't feel the need to do that. But, yes, they are there, and, yes, they have asked.

Q. Okay. Can you give me one name, subject to our agreement that it be subject to attorneys' eyes only?

A. Oh, I'll give you a name. I'm not giving you a full name because I don't really know her full name, even though it's on my IG probably. Sandy -- Sandra. Okay? That's somebody that works in the building.

You want others that worked in the building that want to know? What? One-namers, is that what you're dealing with?

Q. Right now, what did Sandra ask you?

A. What do you mean what'd she asked me? She asked me when I'm coming back. They know that I -- they know that I -- they know that I was fired unjustly. They asked me when am I coming

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Q. Okay. She might have, right?

A. Maybe. I don't know.

Q. Do you have any reason to believe that she wouldn't wear an ALU t-shirt?

A. I -- I don't know.

Q. Do you have any reason --

A. I don't know Sandra like that to make that judgment.

Q. So -- so, you don't know whether she was afraid herself of being terminated, correct?

A. I think she was. She was leery. She did -- she -- she was leery. She was waiting to find out what -- you know, people were waiting to see what was going to happen at that time period with the election. So, yeah, she was probably skeptical.

Q. She was probably skeptical. Tell me all factual basis you have that she was probably skeptical.

MR. KEARL: Objection: Form.

A. She asked questions. That's only -- when you ask certain questions -- don't ask what the questions were -- but I know she was kind of skeptical, you know? And I don't blame her

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back. They know I'm a fighter. They knew I was going to fight it.

Q. Okay. When did she ask you that?

A. When did she ask me that? Last time I saw her was just before JFK's election date -- when the tent was outside.

Q. Okay. And do you know whether -- did Sandra express to you that she was afraid about getting fired?

A. Sandra has been there so long, I think she's waiting to see how it plays out, you know? She's, like, one of those people that spent a lot of time with Amazon; we're talking about more than four years -- five years. And she was a long time -- she's a long-timer there. And I think the people that were long-time, they wait to see how it plays out. You know, they're not ready to risk everything that they've done for years, you know, and they're not from the state of New York. So they're are not pretty well-vised in unions.

Q. So was -- do you know -- did you ever see Sandra wearing an ALU t-shirt?

A. No, not that I can recall.

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because, you know, she had put in so much time there I guess, you know, she wanted it. They all want it. They all know that Amazon is modern day slavery, but, you know, she probably was -- you know, watching to see what happened.

A lot of people sat back to see what we're going to do before they made a decision.

Q. And you don't know what her decision was, right?

A. No, I didn't ask her.

Q. All right. And as far as you know, she could have voted for the union, right?

MR. KEARL: Objection: Form.

A. I don't know what she voted. I don't even know if she voted because I didn't ask her.

Q. Okay. All right. Is there anybody else other than Sandra that you recall?

A. I recall a few people. There was three people with Sandra, one whom worked in the building; I forgot her name, and she knows me from Day 1, too.

(Reporter clarification.)

A. There were three women together. Yeah, there were two other women with her. All -- all

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three, old-timers, been there. I -- I know -- I know -- I know them, too. I just can't remember their names. But they were interested in the same things. They wanted to know how we're making out. I was there to place my vote.

Q. And you say -- so that was sometime after March 25th, correct?

A. It was the day of the election for JFK8, the first day.

Q. All right. Okay. So on March 25th, is when you had this conversation?

A. I don't recall.

Q. If you -- if you --

A. I don't remember the date.

Q. Okay.

A. That's what I'm saying. Like, I just know I was there. I -- I wasn't there on a -- I wasn't there to vote the first day, but I was around. But when I voted, she was there.

Q. Sandra was there?

A. They were all -- the three of them were there walking down the crossway as I came out from making my vote.

Q. Okay.

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be with me? Well, I guess not. They hugged me. No, I don't think they were afraid like that. I do -- I do know this. I do remember this. Another time, I had saw Sandy, same person, and she said -- we were out there one night, and I -- and she said to me, "Oh, I don't know. Can I even be next to you?" Because she didn't make up her mind. Like I said, she was 'lurky.' She was 'lurky' about, you know, what was going to go on with this.

You know, Amazon has fired people for talking union. Amazon is still firing people right now while we're having this deposition for things -- for the same type of stuff in there.

Q. So the other two people who were with Sandy that you spoke to on the day of the -- the first day of the election, were either of --

MS. COX: Objection to form.

Q. -- them --

A. First day of the election.

Q. You said that the -- you saw --

A. I --

Q. Let me clarify. You testified that on the day you voted --

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A. Grabbed me up, hugged all over me.

Q. They -- they hugged all over you? What do you mean?

A. I told you, I'm popular there, bro.

Women, they -- they hugged all over me, kisses, hugs, three people.

Q. Right, but were you inside the building?

A. No, outside the building. Remember --

Q. Outside the tent?

A. Yes. I was -- I already had walked away from the tent.

Q. Okay. Do you know where they were walk -- were they walking to the tent?

A. No, they were on the outside on -- on the walkway by -- by the building. They were around the -- they were by the building. They were, you know, probably, on their break. I don't know if they voted yet. I didn't ask them that because we were so happy to see each other; it was like, "Aaah (indicating)."

Q. So, they didn't appear to be afraid of being seen with you, right?

MR. KEARL: Objection: Form.

A. I don't know what -- I don't -- afraid to

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A. I was there.

Q. Please let me finish.

That on the first day of the election, you were there --

A. Yeah.

Q. -- and you saw these three women, including Sandra, right?

A. Yeah.

Q. Okay. And can I represent to you that the election started on March 25th?

A. Yeah.

Q. And if that representation is correct, this conversation with them took place on March 25th, right?

A. First day I saw them. I didn't vote the first day. I voted two days later, I think.

They were there again. All right? That's when I actually talked to them.

Q. Okay. So two days after the first day?

A. March 27th?

Q. That would be -- by my math, yes, that would be it.

Were the other -- do you know the names of the other two women that were present?

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A. I -- I -- I can't remember their names, especially that little funny one. No, I don't.

Q. Okay. Did either of those women -- were either of those women wearing an ALU t-shirt?

A. No, not that I recall.

Q. Were either of them wearing an ALU lanyard?

A. Not that I recall.

Q. Okay. But you don't remember, right?

A. Not that I recall; I don't. That is true fact, but I think I would've noticed at the same time.

Q. Okay. Did you ever give Sandra a t-shirt?

A. No.

Q. When she was at the tent talking to you, did you offer her a t-shirt?

A. I didn't see her at the tent. I saw her across the street from the -- the voting tent was on the same side as JFK8 building. I saw her down the walkway towards HR. Her and her friends were standing there. I talked to them as I walked away from the voting tent to where HR is. They were standing there.

Q. Okay. My question wasn't clear then.

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Q. -- you stated that "Over the course of the campaign, I have had conversations and sometimes, arguments with "smart aleck" people."

Do you see that?

A. Yes.

Q. Okay. Who were -- can you identify any of the so-called "smart alecks"?

A. Yeah, I can identify them. I don't know them like that, but it was like Amazon had plants in their base there. This guy came up. He was tattooed out. You could tell he just came straight out of prison. And you're going to tell me about "unions ain't needed and the last time about" -- he heard about unions was when Jimmy Hoffa was killed, so I had to explain to him about unions.

Q. And you did so, right?

A. Yes, sir.

Q. And what makes him a smart aleck? Because he didn't agree with you?

A. Well, he was being smart when he came up with that Jimmy Hoffa thing, okay? You know, we all know that Jimmy Hoffa was killed, all right?

So, yeah, it was a smart-aleck remark, you know,

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At one point, you said that you had seen Sandra.

A. Yeah.

Q. And she made a comment to you, "can I even be seen talking to you" --

A. Oh, that was before the vote.

Q. Right. Right.

A. That's what I was saying. Yeah.

Q. Right. And was that at the tent?

A. No -- at my tent you're talking about?

Q. Yeah.

A. No. I just said -- when I mentioned that, I said that was a time -- that was a time before the actual vote that I saw; it was raining. She said to me, "could I even be seen with you?"

Q. And where did you see her that day? Where was --

A. By JFK8.

Q. At the -- by the facility or -- so not at the bus stop?

A. No, by the facility. I was in my car.

Q. Got you. All right. If you look at paragraph 6 of your affidavit --

A. Yeah.

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what he -- the way he said it. But I sat there and took my time with him and, you know, kind of 'brung' him up to speed. But it's due to the fact, whether you -- you know, it's -- want to hear this on not, it's because Amazon hires anybody.

Q. You think there's something wrong with Amazon hiring people who have been in jail?

A. (No response given.)

MR. KEARL: Objection: Form.

Objection: Relevance.

Q. Do you think there's something wrong with Amazon giving people a second chance after they get out of jail?

MR. KEARL: Objection: Form.

A. Let me put it like this --

Q. Just answer my question.

A. I'm trying to.

Q. It's kind of like a yes or no.

A. No.

Q. No?

A. It's a little more complicated than that.

Q. Okay.

A. All right? No, because I am a -- I'm a

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Q. Okay. But you don't know whether or not they voted, correct?

A. Correct.

Q. And you say, "I saw my old trainer and a few other ladies I had worked with." Do you know who those other ladies were?

A. Yes, I know one of them, and one is new.

Q. Okay. So there were two other women. And who was the woman that you had worked with that you knew?

A. I don't remember her name that time, but they're buddies. I would say that.

Q. I'm sorry. Who's buddies?

A. Her and Sandra are buddies.

Q. Okay.

A. Yeah, along that line.

Q. All right. And --

A. She'd probably kill me if she knew I didn't know her name right now.

Q. Okay. Let's look at paragraph 9. You say, "I recall that there have been a few workers that only half-way filled out the authorization cards." Do you see that?

A. Yes.

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Q. Okay. When you say "oh, okay," then they signed it, is what you mean, right?

A. Yeah.

Q. You were just making -- just for the record, you were making a gesture of someone signing the card, right?

A. For the record, yes; I'm saying that I talked to them like:

"Hey, you didn't give me a full fill-out here."

"Oh, I didn't?"

"Oh, yeah. I need the date. I need your phone number, and I need your signature."

"Oh, okay."

Q. And they would do it?

A. Yeah.

Q. Okay. All right. In paragraph -- strike that.

Going back to paragraph 9, these conversations, just to be clear about partially-signed authorization cards, you don't have any notes or memos about -- or other communications identifying --

A. No, sir.

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Q. When you say "a few" there, how many is a few, or roughly how many?

A. I -- I couldn't -- I couldn't -- sir, I have no number for that.

Q. Right. But common parlance is "a few" is around three. Does that seem about right?

A. No, you better take a few compared to 3,000. You know what I mean? I don't have any honest answer on that.

Q. Okay.

A. When I said "a few," that's just the way I put it. But, you know, when you're dealing with a large number, that's a few.

Q. But you said that of those few people who only partially filled out the authorization card, most of the time, you eventually got them to fill out the entire card, right?

A. Yes, I have done that. I have seen people that I know that I basically in my card pile, "Aye, yo, you didn't fill this all the way out." And I might see them passing back by; we're at the bus stop. "Aye, yo, you, man, you only gave me some; you didn't sign." "Oh, okay." (Indicating.)

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Q. -- people who had partially-signed cards, right?

A. No, sir.

Q. Did you -- when you would review the cards, would you do that on a daily basis before turning the cards in? Would you review them to make sure they were fully signed or fully completed?

MR. KEARL: Objection to form.

A. I wouldn't, personally. Some -- unless I caught it in my own -- you know, whatever I had then of -- Connor Spence would get all the cards at that point. So if he knew who it was, he might, you know. But we've had some cards when we were counting that weren't filled out properly.

Q. Right. But then you'd -- if they hadn't been filled out properly, you would -- if you saw the person, you would go back to them and ask them to fill it?

A. If we knew who that person was.

Q. Right.

A. I mean, you don't -- I mean, if you see "Michael Thompson" on a card, there could be ten

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I can get back in, it would, you know -- before the election, I mean, that was just the ALU guys talking, not lawyers. Yeah, if I could get back in there, yeah, it would've been a better turnout.

Q. So, without lawyers present, some of the ALU guys talked about how if you could get reinstated, it might be of help to the efforts to win the election, right?

MR. KEARL: Objection: Form.

A. Yeah, once it was public.

Q. Okay. Right.

A. Yeah.

Q. So, it was important for it to be public that, you know that the Board was seeking your reinstatement, right?

MS. COX: Objection: Form.

A. No, it was public because it was public knowledge. Once -- believe it or not, once this case was made public knowledge, everybody and their grandmother dug into it. I'm not even lying to you. There's people that come in the street, "I was watching that. You know, I watched that video. I saw that." Like...

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Q. Okay. So you wanted that to protect you?

A. Yes, sir. Protect us.

Q. Right. Nonetheless, you didn't tell Tyler Grabowski that the video was something that you had access to, right?

MS. COX: Objection to form.

MR. KEARL: Objection: Form.

A. Yeah, I can answer that. Tyler Grabowski didn't ask for a video, so whatever he said in his testimony wasn't true. What he asked me was, on the phone, what he asked me was, "who else were there?" I told him there was somebody else that saw it. And I -- and he said, "well, what's their name?" And no, I did not give their name. And he -- and I said, "there might even be a video." I even hinted to him, all right?

But no, it wasn't where he said, "was that, you know, the girl's name standing next to you?" He didn't say none of that.

Q. So, let me ask you this question: Did you get a chance to watch the video before your termination from employment?

MR. KEARL: Objection: Form.

A. Pardon?

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Q. What video are you referring to?

A. I'm talking about the video that started this whole thing. The one where Amazon had charges and said I called the girl the N-word, and, you know, all that stuff. And that video -- I had a video that showed that none of that happened.

Q. Yeah, by the way, speaking of that video, you knew that that video existed when Tyler Grabowski spoke to you, right?

A. (No response given.)

MR. KEARL: Objection: Form.

Q. Yes or no?

A. Did I know the video existed?

Q. Yeah.

A. Yeah.

Q. Okay. Now --

A. I'm the one that asked for her to make sure it was taped.

Q. Okay. And why did you ask for it to be taped?

A. Because I'm smart like that, and I know when somebody's up to something, Spidey-Senses, you might call them.

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Q. Did you watch the video prior to the time that you were terminated from employment?

A. Yeah, I'm sure I did.

Q. And --

A. When -- they had put me on suspension by Friday. So I'm sure I looked at the video.

Q. Right. And then -- but you never went back to Tyler or anybody at Amazon to let them know that there was this video that existed, right?

MS. COX: Objection: Form.

A. No, I was not going to tell Tyler and them because Mandy would've been fired the next day.

Q. Right. So this documentation that you thought was intended to protect you, you didn't share with Amazon?

MS. COX: Objection: Form.

A. Nope.

Q. I'm Just trying to remember. Going back to your affidavit. Mr. Bryson, you testified that you had a conversation with Sandra and some of the other women when you -- on the day that you voted, correct?

A. (Non-verbal response.)



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Q. Okay.

A. -- our chairwoman.

Q. Right. And can you -- to her right, there's somebody. Can you determine who that is?

A. No, unless you want me to walk up there to the screen and take a closer view. You -- I mean, seriously, I can't tell from here who that is.

MR. KEARL: Objection: Form.

A. I know the first -- Michelle -- that -- after Michelle, that's Brett. After Brett, that's Jason. After Jason, that's Angie. I can't see who the other two guys back there are for sure.

Q. Okay.

A. I'm thinking that head looks like Tristan, but I'd have to -- you'd have to move it up a little bit more for me to be certain.

Q. All right. Let's see.

(Bryson Exhibit 5 being played.)

BY MR. ROSENBLATT:

Q. It's starting again.

A. Actually, if you look at second "I," there's a big flier up taped to a wall or --

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A. Yes.

Q. Just bear with me one second to stop sharing here.

A. All right. Now, you obviously are aware that the administrative law judge entered an order directing your reinstatement, correct?

A. Correct.

Q. And that got a lot of press, right?

A. Yes.

Q. Have people congratulated you on that order?

A. Yes.

Q. People who work at JFK8?

A. Yes.

Q. People at LDJ5?

A. Yes.

Q. Would you say that it's pretty well-known at this point that there was such an order entered?

MR. KEARL: Objection: Form.

A. Yes.

Q. All right. Now, you testified that you had been terminated on or about April 17th, right?

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A. Yes.

Q. -- or clear window that says "wearing the shirt is not a crime," right? Do you see that?

A. Yes.

Q. Okay. And it says, "wear your ALU shirts every Wednesday and Thursday with pride." Do you see that?

A. Yes.

Q. Was there -- did -- did people tend to wear their shirts on Wednesday and Thursday as suggested by the ALU --

MR. KEARL: Objection: Form.

MS. COX: Objection to form.

Q. -- the ALU shirts?

A. I didn't take place -- to be honest with you, sir, direct answer, total truth, I didn't take place in the planning of that. So I can't tell you anything about that.

Q. So, you don't know?

A. Yeah. We have other organizers that do stuff. They don't wait to listen -- hear from me.

Q. All right. So -- so, the answer to my question was "I don't know," right?

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A. Yes.

Q. Have you had any other jobs aside from that which you do with the ALU since then?

MS. COX: Objection: Form.

A. Do I -- I do a -- I do --

I'm a hustler, man. I just make it work.

Q. But have you had any other jobs?

A. No.

Q. Have you applied for any other jobs?

MS. COX: Objection: Form.

MR. KEARL: Objection: Form.

A. I didn't have to apply for jobs. I'm an industrial construction worker by trade. I can work any time I want, but I have a nine-year-old son that goes to school here.

Q. Have you done any industrial construction work since your termination from Amazon?

A. I couldn't go. I'd have to leave this state; I could be on the water; I could be in St. Thomas.

Q. Okay.

A. Wherever the work is. And I know plenty of companies, but I have a nine-year-old, just to clarify that. I can't pull him out of school and



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take him across country or to another land.

Q. Did you apply for any jobs at any other warehouses?

A. No.

Q. Did you apply for any other jobs?

MS. COX: Objection: Form.

MR. KEARL: Objection: Form.

A. Did I apply for any other jobs? Yeah, I could have took an electrical job, but I didn't take it at the time because the pandemic was racing through the system, and I didn't know whether I -- I couldn't bring it home to my grandsons and my son.

Q. When was that?

A. When it --

MR. KEARL: Objection: Form.

A. The pandemic first started, and we got -- and that was why I protested. I had an infant grandson. And then my -- my son and my other grandson are the same age. So I had three kids there, my son and his wife, and I wasn't willing to bring it home to my babies.

Q. Okay. So, my only question, though, was -- you said that you could have gotten -- I

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Q. So, if your employment had not been terminated, would you have had to have resigned to ensure that you were providing adequate care for your son?

MR. KEARL: Objection: Form.

A. Just the whole -- I think that we need to (indicating) this. Before my son came up -- my nine-year-old was given to me by his mother before the pandemic actually started. Before then, I was free. I was up here. When something went wrong, family situation, he was given to me to take care of, and that happened during the pandemic. Before that, I wasn't strapped down, if that's what you're thinking. Only since the pandemic with my son I've been strapped down.

Q. All right. Since you've been, your term, not mine, "strapped down" --

A. Yeah.

Q. -- since then, your -- you've had responsibilities for caring for your son except for when he was down in South Carolina, correct?

A. Correct.

Q. Okay. Would those responsibilities that you have for your son have interfered with your

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think you referred to it as an electrical job. I didn't get the full name of the job.

A. The pand- -- I didn't give you the full name because when it was offered, the pandemic was racing. I still had funds saved. Like I said, I was an industrial construction worker. I'm an instrumentation fitter and an apprentice, electrical. I've managed, before I came to Amazon, to accumulate my own.

Q. Okay. So -- so, under the circumstances, aside from this electrical job that you declined, did you not seek any other positions because you had money saved up?

MR. KEARL: Objection: Form.

A. It wasn't because I had money saved up, sir. It was because my -- my son and his part of the family, they moved out. Okay? So there was nobody to watch my son, who was only nine and goes to work between 8:00 and 2:00 -- I mean, goes to school between 8:00 and 2:00. I wouldn't be able to get -- I had no babysitters, no nothing. I wouldn't be able to get a full eight to ten hours in there anywhere without racing to go get my son or things like that.

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ability to continue working for Amazon?

MR. KEARL: Objection.

Q. So, how would you -- let me ask it differently.

A. No.

Q. How would you have been able to care for your son during the pandemic while continuing to work at Amazon?

A. I had -- okay. How would I be -- I had a daughter-in-law that was home for two years. She had a baby one year. She was home for the pandemic, working from home. I -- pretty much, that's the way it was going. So I could work at Amazon. There was always somebody home with the kids, but things change over times, and right now, they've changed.

Q. All right. And so, when your son and daughter-in-law moved out, did you have anybody available to provide care for your son --

A. No.

Q. -- your younger son?

MR. KEARL: Objection: Form.

MS. COX: Objection to form.

Q. No?

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A. No, I'm the only -- I am a single parent. I take care of my son.

Q. Okay. And after your son and daughter-in-law and grandson had moved out --

A. "Grandsons" had moved out.

Q. Grandsons, I'm sorry -- you -- how would you have worked for Amazon while still caring for your son, your younger -- your nine-year-old son?

MR. KEARL: Objection: Form.

MS. COX: Objection to form.

A. I wasn't going to be working for Amazon; they had terminated me already. I mean, I don't understand.

Q. All right. But you wouldn't have been able to work for Amazon while caring for your son, correct?

MR. KEARL: Objection: Form.

MS. COX: Objection to form.

A. I would've been able to. I have a --

Q. Okay. So --

A. Why? Because I still have a daughter-in-law that's -- would've done it from a certain point. But, I mean, it is my son. I'm not going to unload him on her every week or

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G. BRYSON

Q. Do you recall Jordan Flowers stating that we, "got the NLRB behind us"?

MS. COX: Objection: Form.

A. I never heard that part. I don't know -- he was doing his own broadcast 'till I came over there, so...

Q. You don't remember him saying to you --

A. No.

Q. -- "Don't worry. We've got the NLRB behind us," right?

A. No, I don't -- he might -- I don't know what was said. All right? I wasn't there when Jordan started his broadcast. I came in the middle of his broadcast after arguing with the girl.

Q. All right. So, just for the record, "the girl" being Dimitra Evans, correct?

A. Yes.

MR. ROSENBLATT: Can we go off the record?

MR. KEARL: Yeah.

MR. ROSENBLATT: Just need a few minutes to figure out --

VIDEOGRAPHER: The time is 4:26.

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every day. That's not fair to her with two kids.

Q. And if your daughter-in-law could have watched him, why haven't you applied for warehouse jobs -- other -- other warehouse jobs in or around Staten Island?

A. Well, 'cause I just told you --

MR. KEARL: Objection: Form.

A. -- that's torture to my daughter-in-law, who has a -- has a nine-year-old and a baby. That's not fair to her.

Q. Okay.

A. I mean, she would do whatever I could ask if it was mandatory for me to ask. But like I said, I was an industrial construction worker. I had quite a bit saved. I used up my own money these last two years. I didn't ask for anybody's help.

Q. Do you recall that on -- on April 6th, 2020, when -- the day that the incident occurred when you -- that led to your termination, that you also appeared on the Facebook Live video that was broadcast by Jordan Flowers?

A. I sure do.

MS. COX: Objection: Form.

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This is the end of media unit number 10. Going off the video record.

(Whereupon, a discussion was held off the record.)

VIDEOGRAPHER: The time is 4:33. Start of media unit 11. Back on the video record.

MR. ROSENBLATT: Thank you. We have nothing further today, subject to the right to recall depending upon -- subject to potential revisitation of some of the instructions not to testify -- to that answer pertinent. But for today, we're done. Is that okay?

MR. KEARL: Yes, that's fine.

MR. ROSENBLATT: Very good. (Continued on next page to accommodate jurat.)

G. BRYSON  
 VIDEOGRAPHER: The time is  
 4:34 p.m. This is the end of media unit  
 number 11 and the end of today's video  
 deposition here of Gerald J. Bryson, here  
 in New York, New York, for the NLRB versus  
 Amazon. Thank you, everyone.  
 (Time noted: 4:34 p.m.)

\_\_\_\_\_  
 GERALD J. BRYSON

Subscribed and sworn to before me  
 this day of 2022.

\_\_\_\_\_  
 Notary Public

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# CERTIFICATE

I, DANIEL A. JOSEPH, hereby certify  
 that the Deposition of GERALD J. BRYSON was  
 held before me on the 23rd day of May, 2022,  
 that said witness was duly sworn before the  
 commencement of his testimony; that the  
 testimony was taken stenographically by myself  
 and then transcribed by myself; that the party  
 was represented by counsel as appears herein;

That the within transcript is a true  
 record of the Deposition of said witness;

That I am not connected by blood or  
 marriage with any of the parties; that I am not  
 interested directly or indirectly in the  
 outcome of this matter; that I am not in the  
 employ of any of the counsel.

IN WITNESS WHEREOF, I have hereunto set  
 my hand this 23rd day of May, 2022.

\_\_\_\_\_  
 DANIEL A. JOSEPH